

**WINSOUTH CREDIT UNION,
Individually and on Behalf of All
Similarly Situated,
Plaintiff,**

**MAPCO EXPRESS, INC., and DELEK
US HOLDINGS, INC.,**

CASE NO.: 3:14-cv-1573

HON. WAVERLY D. CRENSHAW, JR.

PLAINTIFF'S UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT

Pursuant to Fed. R. Civ. P. 23(e), Plaintiff WinSouth Credit Union (“WinSouth”), by its counsel, hereby moves this Court for entry of an Order granting final approval of class action settlement. WinSouth files this Motion on behalf of itself and, in part, on behalf of First National Community Bank (“FNCB”), the named plaintiff in *First Nat’l Comm. Bank v. Mapco Express, Inc.*, No. 4:14-cv-00031 (N.D. Ga.), who has agreed that its claims and the Class’ claims will be settled by final resolution of this action. Upon final approval of the Settlement by this Court, and as part of the Settlement, FNCB will move to voluntarily dismiss its lawsuit. FNCB will also provide notice to the Court in the Northern District of Georgia of the pendency of these settlement proceedings. WinSouth and FNCB collectively are referred to as “Plaintiffs.”

This Motion is based on the record in this case, as well as: (1) the Memorandum of Law in Support of Plaintiff’s Motion for Final Approval of Class Action Settlement; (2) the Declaration of Jeffrey D. Dahl with Respect to Settlement Notice Plan and attached exhibits; (3) the Declaration of Stephen J. Teti; and (4) the Proposed Final Judgment and Order of Dismissal with Prejudice that was filed in conjunction with Plaintiff’s motion seeking preliminary approval of the Settlement (*see* ECF No. 47-6), as well as any additional materials or argument that may be presented to the Court. Class Counsel have conferred with counsel for MAPCO, who does not oppose this Motion.

Dated: December 12, 2016

Respectfully submitted,

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Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I, J. Gerard Stranch, IV, hereby certify that I caused a copy of the foregoing to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: December 12, 2016

/s/ J. Gerard Stranch, IV
J. Gerard Stranch, IV (BPR #023045)